

SUBSTITUTE FOR
SENATE BILL NO. 142

(As amended, June 4, 2009)

A bill to amend 1956 PA 217, entitled
"Electrical administrative act,"
by amending section 5 (MCL 338.885), as amended by 1998 PA 302, and
by adding section 4.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 4. (1) THE BOARD AND DEPARTMENT MAY LICENSE, WITHOUT
2 EXAMINATION, APPLICANTS LICENSED UNDER THE LAWS OF OTHER STATES
3 HAVING REQUIREMENTS FOR LICENSING CATEGORIES OR CLASSES OF
4 ELECTRICIANS THAT THE BOARD DETERMINES ARE EQUIVALENT TO THE
5 REQUIREMENTS OF THIS STATE. <<THE BOARD AND DEPARTMENT SHALL LICENSE,
6 WITHOUT EXAMINATION, APPLICANTS LICENSED UNDER THE LAWS OF OTHER STATES
7 THAT HAVE EXECUTED A RECIPROCAL AGREEMENT.

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10 (2) BEGINNING THE EFFECTIVE DATE OF THE AMENDATORY ACT THAT

Senate Bill No. 142 as amended June 4, 2009

1 ADDED THIS SECTION, THE DEPARTMENT AND BOARD SHALL MAKE APPROPRIATE
2 WRITTEN OR ELECTRONIC INQUIRIES TO ANY EXISTING COALITION OF STATE
3 REGULATORY AGENCIES OR ANY PRIVATE ENTITIES REGARDING INTERSTATE
4 RECIPROCITY AGREEMENTS OR STANDARDS.

5 (3) THE DEPARTMENT MAY ENTER INTO A RECIPROCAL AGREEMENT
6 MEETING THE STANDARDS DESCRIBED IN THIS SECTION. A RECIPROCAL
7 AGREEMENT SHALL CONTAIN THOSE PROVISIONS RECOMMENDED BY THE BOARD
8 AND APPROVED BY DEPARTMENT<<.

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22 (4) BEGINNING THE EFFECTIVE DATE OF ANY RECIPROCAL AGREEMENT
23 EXECUTED UNDER THIS SECTION, THE DEPARTMENT SHALL POST INFORMATION
24 REGARDING RECIPROCITY ON ITS WEBSITE AND FACILITATE COMMUNICATION
25 ON THAT SITE FOR MICHIGAN LICENSEES MAKING OUT-STATE INQUIRIES.

<<(5) AS USED IN THIS SECTION, "RECIPROCAL AGREEMENT" MEANS A
WRITTEN AGREEMENT EXECUTED BY THE DEPARTMENT AND A REGULATORY AGENCY OF
ANOTHER STATE THAT THE DEPARTMENT AND THE BOARD DETERMINE HAS LICENSE
REQUIREMENTS AND CATEGORIES OR CLASSES OF LICENSURE THAT ARE EQUIVALENT
TO OR EXCEED THE REQUIREMENTS OF THIS STATE. A RECIPROCAL AGREEMENT SHALL
ALSO CONTAIN THOSE PROVISIONS RECOMMENDED BY THE BOARD AND APPROVED BY
THE DEPARTMENT THAT PROVIDE THAT THE OTHER STATE DOES AT LEAST THE
FOLLOWING:

(A) ISSUES AN ELECTRICIAN IDENTIFICATION CARD WITH AN EXPIRATION
DATE PRINTED ON THE CARD AS WELL AS ANY CATEGORY OR CLASS LIMITATION.

(B) IS AVAILABLE TO VERIFY THE LICENSE STATUS FOR ENFORCEMENT
PURPOSES.

(C) HAS DISQUALIFICATION, SUSPENSION, AND REVOCATION STANDARDS FOR
LICENSES.

(D) REQUIRES THAT THE ELECTRICIAN POSSESS A LICENSE IN GOOD
STANDING FROM HIS OR HER HOME STATE.

(E) ALLOWS FOR UNLIMITED OR LIMITED LICENSURE, DEPENDING ON THE
CATEGORIES OR CLASSES FOR WHICH APPLICANTS CAN BE QUALIFIED UNDER THE LAW
OF THIS STATE AND THE OTHER STATE'S LAWS.>>

26 Sec. 5. (1) Except as otherwise provided in section 7, a
27 person, firm, or corporation shall not install any electric wiring,

1 devices, appliances, or appurtenances for the generation,
2 distribution, and utilization of electrical energy, within or on
3 any building, structures, or properties, without being licensed. In
4 a municipality where inspection service is provided, a permit shall
5 be obtained from the board or municipality having jurisdiction. If
6 the electric wiring, devices, appliances, or appurtenances are
7 installed without compensation by a person licensed under this act
8 for or on behalf of a charitable organization, the permit required
9 under this subsection may be obtained by the owner of the property
10 on which the work is performed.

11 (2) The charitable organization exception under subsection (1)
12 applies only to the reconstruction, renovation, or remodeling of
13 1- to 4-family dwellings.

14 (3) Except as otherwise provided in section 7, a person, firm,
15 or corporation shall not erect, install, alter, repair, service, or
16 maintain fire alarm system wiring, devices, appliances, or
17 equipment within a building or structure without being licensed
18 under this act.

19 (4) Except as otherwise provided in section 7, a person, firm,
20 or corporation shall not install, connect, repair, or maintain
21 electric signs and related wiring without being licensed under this
22 act.

23 ~~—— (5) Notwithstanding any other provisions of this act and upon~~
24 ~~proper application and payment of the appropriate fees, the board~~
25 ~~and department of labor shall issue a license without examination~~
26 ~~to a person desiring sign specialty licensure who is licensed,~~
27 ~~registered, or otherwise regulated in another state if the board~~

1 ~~determines that the standards in the other state meet or exceed the~~
2 ~~standards imposed in this act.~~

3 (5) ~~(6)~~As used in this section, "charitable organization"
4 means a not for profit tax-exempt religious, educational, or humane
5 organization.